S.B.Cr.Misc. Bail Appli. No.4346/2007

(Om Prakash vs. State of Rajasthan)

Date of order : September 07, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.R.K.Bhatnagar, for the petitioner.
Mr.Vishal Raj Mehta, P.P. for the State.

The petitioner is facing trial for the offences under sections 447 and 323 I.P.c., which are bailable but it appears from the order impugned that during trial, the petitioner failed to appear before the trial court on 15.9.2000 and he has been declared absconder.

In Jagtar Singh Vs.Satendra Kaur alias Bhavana Grover & Ors., 2002 Cr.L.R. (SC) 807, the Hon'ble Supreme Court has held that when the accused is declared absconder, normally he is not entitled for anticipatory bail or regular bail.

In this view of the matter, the bail application filed by the petitioner under section 438 Cr.P.C. is, therefore, dismissed.

(H.R.PANWAR),J.

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